

STATE OF KANSAS  
SHAWNEE COUNTY  
RECEIVED

Nov 29 3 27 PM '79

JEAN O'BRIEN

AMENDMENT NO. 2 TO DECLARATION OF CONDOMINIUM  
OF

PHEASANT RUN BUILDINGS 1, 2, 3, 4, 5, 6 and 7,  
A CONDOMINIUM IN TOPEKA, SHAWNEE COUNTY, KANSAS

THIS AMENDMENT to the DECLARATION OF CONDOMINIUM is made this  
28th day of November, 1979, by PHEASANT RUN COMPANY, a  
general partnership, hereinafter referred to as the "Developer".

WITNESSETH:

WHEREAS, the Developer has constructed upon the site Building No. 2  
with four apartment units in the building which were previously described in the  
Condominium Declaration and are hereafter described as Apartment Unit Numbers  
1, 2, 3, and 4. The address for said Building No. 2, Apartments 1, 2, 3, and 4,  
is 5851 S.W. 22nd Terrace.

WHEREAS, the Developer wishes to file this Amendment to satisfy the  
requirements of K.S.A. 58-3113;

NOW, THEREFORE, the Developer makes the following Amendment to its  
condominium development in accordance with the provisions of K.S.A. 58-3313, as  
amended.

1. That attached hereto and incorporated herein by reference, as if set  
out in full herein, is a verified Affidavit of Charles B. West, a licensed professional  
engineer, currently practicing and employed by Bartlett & West, Consulting  
Engineers, P.A., of Topeka, Kansas. That said Certificate is marked as Exhibit  
"A" and constitutes the Certificate of a licensed professional engineer certifying  
to the items stated therein, pursuant to the requirements of K.S.A. 58-3113.

2. That this Amendment to the Declaration is filed and recorded prior to  
the first conveyance of any condominium apartment unit located within Building No. 2,  
as required by K.S.A. 58-3113 of the Kansas Condominium Ownership Act, as amended.

3. That the original Declaration of Condominium to which this Amendment applies is recorded in Condominium Book No. 5 at Page 94, et seq., in the office of the Register of Deeds of Shawnee County, Kansas. That Amendment No. 1 is recorded in Condominium Book No. 6 at Page 151, et seq., in the office of the Register of Deeds of Shawnee County, Kansas.

IN WITNESS WHEREOF, the Developer, through its lawfully authorized agents, executed the above and foregoing Amendment No. 2 to the Declaration of Condominium of Pheasant Run Buildings 1, 2, 3, 4, 5, 6 and 7 the day and year first above written.

DEVELOPER:

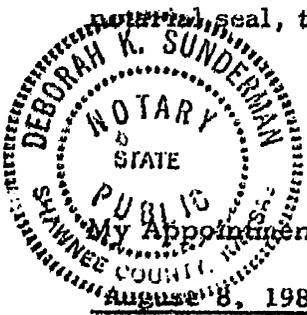
PHEASANT RUN COMPANY, a  
Kansas General Partnership

By Stanley R. Metzger  
STANLEY R. METZGER - Partner

STATE OF KANSAS        )  
                                  )    SS:  
COUNTY OF SHAWNEE    )

BE IT REMEMBERED, that on this 28th day of November, 1979, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came STANLEY R. METZGER, as a partner and duly authorized representative of PHEASANT RUN COMPANY, a Kansas General Partnership, and the said STANLEY R. METZGER is personally known to me to be the same person who executed the within instrument of writing, and such person duly acknowledged the execution of the same to be the act and deed of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal, the day and year last above written.



Deborah K. Sunderman  
NOTARY PUBLIC    DEBORAH K. SUNDERMAN

Exhibit A

CERTIFICATE OF PROFESSIONAL ENGINEER  
TO PHEASANT RUN BUILDING NO. 2

STATE OF KANSAS        )  
                              )    SS:  
COUNTY OF SHAWNEE    )

I, CHARLES B. WEST, of lawful age, after being first duly sworn, state as follows:

1. That I am employed by BARTLETT & WEST, Consulting Engineers, P.A., with offices located at Topeka, Kansas.

2. That I am a duly licensed and registered engineer pursuant to all applicable laws of the State of Kansas.

3. That there has heretofore been recorded a set of the plans for Pheasant Run Condominium Buildings 1, 2, 3, 4, 5, 6 and 7 showing the layout, location, apartment numbers and dimensions of the said condominium apartment buildings and its units identifying the buildings numerically, prepared by KNIGHT, REMMELE and EATON, Licensed Architects, and by BARTLETT & WEST, Licensed Professional Engineers. That such floor and site plans have been duly recorded and may be found at Condominium Book 5, Pages 196-213 in the office of the Register of Deeds of Shawnee County, Topeka, Kansas.

4. That having surveyed and certified the "as built" foundation dimensions and location of Pheasant Run Building 2, and having inspected the apartment units built therein, without measuring each of the interior walls of each, this Affiant certifies that the apartment units located in Pheasant Run Building 2 and the building itself have been constructed in substantial compliance with the plans heretofore filed for said units and buildings at Condominium Book 5, Pages 196-213, in the office of the Register of Deeds of Shawnee County, Topeka, Kansas, as to the layout, location, apartment numbers and dimensions of the apartments.

IN WITNESS WHEREOF, I have executed and verified this Certificate,  
pursuant to K.S.A. 8-3113, this 28<sup>th</sup> day of November, 1979.

Charles B. West  
CHARLES B. WEST, Professional Engineer

SUBSCRIBED AND SWORN TO before me this 28<sup>th</sup> day of NOVEMBER, 1979.

Jean W. Rose  
NOTARY PUBLIC JEAN W. ROSE

